

PLEA PROCEEDINGS BEFORE JUDGE JOHNSON

United States v. Sarah S Ochoa

CR 08-1980 WJ

Date: 12/11/09

Reporter: T. Garrett

Clerk: R. Garcia

Court in Session: 9:13am - 9:55am

Total Court Time: 42 minutes

USA by: Lynn Wang

Deft. present by: Carolyn Nichols

Interpreter: N/A

(x) Albuquerque () Las Cruces () Santa Fe () Roswell ____ Bench warrant ordered

X Defendant sworn

X Court questions Defendant regarding his/her physical/mental condition, age, education, use of drugs/alcohol/medication

X Defendant acknowledges receipt and review of Superceding Indictment.

X **Memorandum of Understanding** regarding plea agreement filed in Open Court

____ **Waiver of Indictment** executed and filed, and **Information** filed

X Court advises Defendant of the charge and possible penalty:

Imprisonment: Up to life

Fine: Up to \$250,000

Supervised Release: Not more than 5 yrs

SPA: \$100.00

X Defendant advised of Constitutional Rights

X Defendant acknowledges possible consequences of plea

X Defendant enters plea of GUILTY to Count 2 of the Superceding Indictment

X Plea of Guilty accepted

X Court finds Defendant competent to proceed

X Sentencing to be set

X Defendant is remanded to the custody of the U.S. Marshal

____ Present **Conditions of Release** continued

NOTES: Ms. Wang advises that the Government will dismiss Count 1 of the Superceding Indictment at the time of sentencing.

Court accepts 11(c)(1)(C) plea agreement.

Court takes up detention of the Defendant.

USA request detention of Defendant pending sentencing.

Ms. Nichols requests conditions of release be continued pending sentencing.

Court directs that the Defendant be remanded to the custody of the U.S. Marshal.